

RESOLUTION AUTHORIZING MEETING MINUTES OF FEBRUARY 21, 2013

MOTIONED BY: Zucconi
SECONDED BY: Schroeder

WHEREAS, the North Hudson Sewerage Authority (hereinafter "Authority") is a public body, duly formed under the Sewerage Authorities law, constituting Chapter 138 of the Laws of New Jersey of 1946, as amended (Chapter 14A of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein; and

WHEREAS, a regular meeting of the Authority was held on February 21, 2013; and

WHEREAS, minutes of the meeting have been prepared by General Counsel and presented to the Authority members and staff for their review.

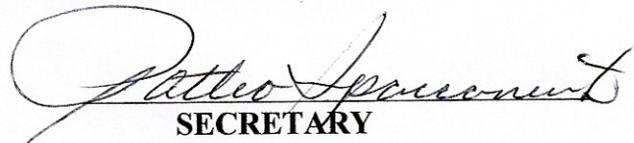
NOW, THEREFORE, BE IT RESOLVED that the Authority hereby approves the minutes of the meeting of February 21, 2013 for the record.

DATED: MARCH 21, 2013

RECORD OF COMMISSIONERS' VOTE

	YES	NO	ABSTAIN
Commissioner Marotta	x		
Commissioner Raia	x		
Commissioner Schroeder	x		
Commissioner Soares	x		
Commissioner Spaccavento	x		
Commissioner Velazquez			x
Commissioner Wiley	x		
Commissioner Zucconi	x		

THIS IS TO CERTIFY THAT THIS RESOLUTION WAS DULY ADOPTED BY THE NORTH HUDSON BOARD OF COMMISSIONERS ON MARCH 21, 2013.


SECRETARY

NORTH HUDSON SEWERAGE AUTHORITY

MINUTES OF REGULAR MEETING

FEBRUARY 21, 2013

At approximately 6:32 p.m., Chairman Frank Raia called the meeting to order. In attendance at the meeting in addition to Chairman Raia were Commissioners Spaccavento, Marotta and Zucconi with Commissioner Schroeder participating by telephone.

Counsel Leanza advised that this was a regularly scheduled meeting of the Authority, published pursuant to the Open Public Meetings Act and that once a super majority of Commissioners were present, action on any and all matters could be taken. Counsel Leanza noted that there wasn't a majority of Commissioners present and Chairman Raia elected to disperse with the normal agenda order and take reports.

MATCH MOTT MACDONALD.

Kevin Wynn of Hatch Mott Macdonald reported that:

1. With respect to the Adams Street outfall, 90% of the lining was completed and the entire job should be completed by the end of April.
2. With regard to the Jackson and Newark Streets combined sewer rehabilitation, the NJDEP has approved the additional work with monies left under the contract. Replacement of the collapsed wood sewer from Observer Highway and First Street is scheduled to begin the first week of April and the contractor is currently mobilizing to perform investigation and potential rehabilitation of the existing sewer lines beneath New York Avenue in Union City.
3. With regard to the Hamilton Avenue, West New York and Kennedy Boulevard investigation, Hatch Mott Macdonald had discovered a water leak that United Water is currently in the process of fixing, once the water leak is fixed, Hatch Mott Macdonald will continue the investigation with respect to additional work. However, some sewer collapses were noticed in the initial inspection which will be scheduled for repair in the near future.
4. Hatch Mott Macdonald is working with the Authority and Adjusters International to provide documentation and estimates of the Authority's infrastructure that was damaged during Hurricane Sandy in conjunction with the applications before FEMA.
5. Hatch Mott Macdonald is currently working on preparing a loan application on behalf of the Authority for the capital projects for 2014 under the New Jersey Environmental Infrastructure Trust Fund.

CH2M Hill.

Mike Wilson reported that:

1. With regard to the Park Avenue siphon rehabilitation and 11th Street siphon condition assessment, CH2M Hill is working on further investigation and design work. It is also working to prepare the necessary documentation for New Jersey Environmental Infrastructure Trust Fund financing.
2. With regard to the Adams Street Purac rehabilitation, CH2M Hill continues to gather data and has prepared a preliminary report outline of its findings.
3. With regard to the H1 pump station, the project is in close out and CH2M Hill is working with the contractor to use the remaining funds to clean out some of the problems on Observer Highway.
4. With regard to the River Road disinfection project, it appears that the contractor has slowed down on the job and CH2M Hill is investigating his progress and what will be needed to accelerate work on the job.

At approximately 6:40 p.m., Commissioner Wiley arrived at the meeting.

GREELEY AND HANSEN.

Cliff Pomerantz of Greeley and Hansen reported that with respect to the CSO evaluation project, a preliminary report had been submitted and the other projects being worked on by Greeley and Hansen had been completed.

AECOM.

Gene DeStefano reported that with respect to the Adams Street site improvements, demolition to prepare for the rain garden had commenced and the work should be completed by the end of this March.

With regard to the 18th Street Pump Station, final paving had been delayed by the hurricane. AECOM is attempting to schedule the same with the contractor as well as the installation of the outfall warning lights.

OMI.

Don Conger of OMI reported that the Adams Street facility had met all permit requirements with BOD removal at 91% and TSS removal at 92%. Effluent concentrations of BOD were 14 mg/l and TSS 9 mg/l. He also indicated that maintenance report as well as a report on the other parameters were attached to his report submitted to the Commissioners.

With regard to the River Road facility, it too had met all permit requirements with CBOD removal percentage at 86% and TSS removal percentage at 87%, CBOD effluent concentration was 22 mg/l with TSS concentration of 15 mg/l. Again, for the Commissioners' report on general maintenance as well as the other plant parameters was also attached.

ADJUSTERS INTERNATIONAL.

Tom Aloï of Adjusters International reported on his submissions to FEMA and it appears that there had been no push back together on the items that had been submitted to FEMA. He and Adjusters International are working in joint submissions to both the Authority and FEMA to make sure that our costs are covered by one or the other. It appears that all together, there will be a \$21,000,000.00 in total requested of FEMA and as indicated, there were no major questions or push backs from FEMA so subject to available funding, Adjusters International remains cautiously optimistic about obtaining such funds and it is similarly optimistic about obtaining reimbursement for those insured items from the Authority's insurer.

Executive Director Wolff inquired if we get insurance proceeds, are we still eligible for FEMA funds for those items. Mr. Aloï replied that was the case and that they are being very specific in outlining those items which they believe are covered by insurance and submitting the same to the insurer and those not covered items being submitted to FEMA.

Chairman Raia noting that there was still not a super majority of Commissioners participating in the meeting, determined to go over the individual Resolutions and then combine them in one Consent Resolution. So the Commissioners next discussed the various Resolutions as follows:

Resolution 13-021 and 13-022 dealt with the minutes of the January 17th regular meeting and the February 7th reorganization meeting and no Commissioners had any changes with respect to them.

Resolution 13-023 dealt with respect to the payment of bills and it was noted that there was a reversal of the capital and emergency expense numbers and the Resolution was amended to place those numbers in the correct categories.

Resolution 13-024 dealt with a sewer connection for 1415 Park Avenue in Hoboken. It was noted that the same had been approved by the Facilities Review Board and none of the Commissioners had any questions with respect to the same.

Resolution 13-025 dealt with the annual base fee adjustment for OMI. The Authority and OMI had agreed on a 2% adjustment which approximates the increase in inflation.

Resolution 13-026 dealt with the miscellaneous repair work. There were 14 small projects, the most intricate of which deals with a Hoboken sewer collapse where there is a connection to a trunk sewer in the middle of the block on private property which will be moved out to the right of way.

Resolution 13-027 dealt with the renewal of the OMI contract and Counsel Leanza noted that the same requires various State approvals and that the Office of the Comptroller as well as the NJDEP had signed off on the same. He also noted that he was in contact with the Director of

Purchasing for the Division of Local Government Services of the Department of Community Affairs and that he had approved the contract but that the same awaited formal approval of the Local Finance Board and it was anticipated that such approval would be forthcoming at the March meeting of the Local Finance Board.

Resolution 13-028 dealt with the contract modification to the OMI contract to take into consideration work which was necessitated by the hurricane and this work had been approved by both the Finance Committee and the Facilities Review Board.

Resolution 13-029 was with regard to the adoption of the budget. The Department of Local Government Services had some questions which were satisfactorily answered by the Authority's accountant and we had received approval to adopt the budget.

Resolution 13-030 was the Authority's Bond Resolution to undertake the 2013 Capital Improvement Program, determining the cost thereof and to issue the bond and project notes to finance the same.

Resolution 13-031 is a contract modification for Spinello with regard to the Adams Street Outfall. It was noted that some of the air relief valves were incased in concrete, a fact unbeknownst to us before the work and this modification is to account for such extra work and had been approved by the Facilities Review Board.

Resolution 13-032 was an amendment to the contract for the Hoboken Wood Sewer Modification and it was with regard to an approval by the Facilities Review Board to add some additional work of monies left in the contract for the 5th Street Pump Station.

Resolution 13-033 was to direct additional work to Hatch Mott Macdonald to design the 5th Street Pump Station work discussed previously.

Resolution 13-034 was directing work to AECOM with regard to modifications needed for the rain garden. This matter previously having been approved by the Facilities Review Board.

Resolution 13-035 was a resolution naming Executive Director Wolff and Engineer Pocci as authorized signatories with respect to NJEITF funding.

Resolution 13-036 was a final payment to Aquatic Sciences with regard to the work being done for the Harbor Discharge Group.

Resolution 13-037 was directing work to Greeley and Hansen for the final design of regulator improvements. This includes all regulators except W123 which is a little bit more complicated in its design and will be handled separately. This item had been approved by the Facilities Review Board.

Resolution 13-038 is a contract modification for OMI for additional Sandy related repair work.

Resolution 13-039 was a professional services contract to the law firm of Alan Zegas regarding its continued work for the Authority on the Juster matter. It was discussed that this matter had been previously billed under the general counsel's contract but because it appeared that it would be ongoing, complicated and expensive, it was determined to issue a separate contract for the same paying for the work since the previous March and allocating approximately \$10,000.00 a month for the remainder of this year. This item was also approved by the Finance Committee.

At approximately 7:00 p.m., Commissioner Soares joined the meeting by telephone and Counsel Leanza announced that there was now a super majority of 7 Commissioners present.

Chairman Raia asked for a Resolution passing a Consent Agenda including Resolutions 21-39. Upon motion by Commissioner Marotta, seconded by Commissioner Spaccavento, this Consent Agenda was unanimously adopted.

Chairman Raia noted that there was no new business, asked for public comment and there was none.

Upon motion by Commissioner Marotta, seconded by Commissioner Spaccavento, it was unanimously resolved to adjourn the meeting at approximately 7:10 p.m.